

9. I hereby declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

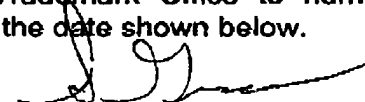
Date: March 29, 2004

  
\_\_\_\_\_  
Stephen F. Gass

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office to number (703) 872-9306, attention Examiner Boyer D. Ashley, on the date shown below.

Date: March 29, 2004

  
\_\_\_\_\_  
Stephen F. Gass

PTO/SB/21 (02-04)


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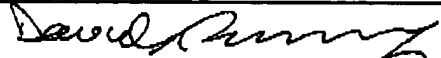
<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/929,241	
	Filing Date	August 13, 2001	
	First Named Inventor	Stephen F. Gass	
	Art Unit	3724	
	Examiner Name	Boyer D. Ashley	
Total Number of Pages In This Submission	66	Attorney Docket Number	SDT 305

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b> Attached is a copy of a First Amendment and Declaration of Stephen F. Gass previously submitted on March 29, 2004. Also attached is a copy of a postcard showing receipt of these documents by the USPTO. We are submitting these copies because we understand the amendment has not yet been entered. Please enter the First Amendment and please consider the attached declaration.		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	David Fanning, Esq., Reg. No. 33,233 SD3, LLC
Signature	
Date	July 22, 2004

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Fax to Boyer Ashley at 703-746-3286			
Typed or printed name	David Fanning		
Signature		Date	July 22, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Please acknowledge receipt of the accompanying Transmittal Form, First Amendment and Declaration of Stephen F. Gass, sent via first class mail, postage prepaid, this 29th day of March, 2004, by placing your date received stamp hereon and returning this postcard to our office.

SD3, LLC

First Named Inventor: Stephen F. Gass  
Serial No. 09/929,241  
Our File: SDT 305  
Date: March 29, 2004



PTO/SB/21 (02-04)

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Remarks <input style="width: 100px;" type="text"/>		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	David Fanning, Esq., Reg. No. 33,233 SD3, LLC
Signature	
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